WP(C) 1510/2007

BEFORE

THE HON'BLE MR JUSTICE HRISHIKESH ROY

Heard Mr D K Sarmah, learned counsel for the petitioner. Also heard Mr M R Pathak, learned Standing Counsel for the Education Department.

This writ petition has been filed by Patharkandi College seeking direction for consideration of the case of the petitioner College for financial assistance in terms of the policy of the Government.

It is submitted that initially the name of the college was short listed for receiving financial grants in aid, in terms of the policy of the Government along with other such Colleges, but thereafter, the Government omitted the name of the petitioner College by the impugned Communication dated 4.1.2007 (Annexure 7).

Mr M R Pathak, learned Standing Counsel has submited that the College was not considered eligible for getting financial assistance as the said College did not have concurrence of the Government since the year 1999 and accordingly, the College although initially was selected for grant of financial assistance but later on finding out its deficiency, the College was left out from the impugned list dated 4.1.2007.

Mr Sarmah, learned counsel for the petitioner submits that because of the untimely death of the then Principal of the College, Mr Kamrul Haque, who expired in a motor accident on 18.10.1999, the requisite concurrence was not obtained as none in the College was aware of the requirement for having concurrence for the College.

In view of what is noticed above, I deem it appropriate to dispose of the present writ petition with a direction to the petitioner to apply for concurrence from the Government in respect of the writ petitioner College by furnishing all necessary particulars and information as per the requirements of the Rules. When the petitioner makes such application for concurrence with all relevant and requisite particulars, the respondent authorities would consider the application for grant of concurrence of the petitioner College. Such consideration shall be made by the respondent authorities within 6 (six) weeks after the petitioner makes the requisite application satisfying the criteria of the respondent authorities.

On concurrence being granted, the respondent authorities would also consider the case of the petitioner thereafter for grant of financial assistance as per the policy of the Government and the norms applicable.

With the aforesaid directions, this writ petition is disposed of.